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ATTEST

By Denise Morgan-Stone on Jun 03, 2009

FOR THE UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

May 18, 2009

FILED
CLERK'S OFFICE

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-14)

On August 13, 2008, the Panel transferred eight civil actions to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 571 F.Supp.2d 1376 (J.P.M.L. 2008). Since that time, 99 additional actions have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R. Goodwin.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of West Virginia for the reasons stated in the order of August 13, 2008, and, with the consent of that court, assigned to the Honorable Joseph R. Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is pending at this time, the stay is lifted.

Jun 03, 2009

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:


Jeffrey N. Lüthi
Clerk of the Panel

IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

SCHEDULE CTO-14 - TAG-ALONG ACTIONS

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
CALIFORNIA NORTHERN	
CAN 5 09-1674	Jan Bojsen-Moller v. Costco Wholesale Corp., et al.
KENTUCKY EASTERN	
KYE 6 09-132	Ruth Prater v. Actavis Totowa, LLC, et al.
NEW YORK WESTERN	
NYW 1 09-355	John Gutowski v. Actavis Totowa, LLC, et al.
NYW 1 09-360	Francis Goble, et al. v. Actavis Totowa, LLC, et al.
NYW 1 09-361	Daniel F. Miller, et al. v. Actavis Totowa, LLC, et al.
NYW 1 09-362	Dennis L. Colt, et al. v. Actavis Totowa, LLC, et al.
NYW 1 09-363	Judith A. Bovenzi, et al. v. Actavis Totowa, LLC, et al.
NYW 1 09-370	Joan B. Tudini, et al. v. Actavis Totowa, LLC, et al.
NYW 1 09-371	Richard F. Bacher, etc. v. Actavis Totowa, LLC, et al.
NYW 1 09-372	Lorraine Kirwan v. Actavis Totowa, LLC, et al.
NYW 1 09-373	Antonia Tucker, etc. v. Actavis Totowa, LLC, et al.
NYW 1 09-374	Casimera T. Saternus v. Actavis Totowa, LLC, et al.
NYW 6 09-6175	William Massie, et al. v. Actavis Totowa, LLC, et al.
NYW 6 09-6176	Robert Merola v. Actavis Totowa, LLC, et al.
NYW 6 09-6187	Charlotte Davis, etc. v. Actavis Totowa, LLC, et al.
NYW 6 09-6188	Betty M. Cinanni v. Actavis Totowa, LLC, et al.
NYW 6 09-6189	Rosemarie Bialynski, etc. v. Actavis Totowa, LLC, et al.
NYW 6 09-6190	Rita Brannum v. Actavis Totowa, LLC, et al.
NYW 6 09-6194	Tammy Taber, et al. v. Actavis Totowa, LLC, et al.
NYW 6 09-6195	Sharron Yarbrough v. Actavis Totowa, LLC, et al.
NYW 6 09-6196	Patricia A. Johnson v. Actavis Totowa, LLC, et al.
NYW 6 09-6197	Ronald Fisher, et al. v. Actavis Totowa, LLC, et al.
NYW 6 09-6198	Pauline Prouty v. Actavis Totowa, LLC, et al.
NYW 6 09-6199	Bonnie Drexler-King, etc. v. Actavis Totowa, LLC, et al.